

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA  
 CRIMINAL DOCKET PARTY INFORMATION FOR CASE J05-0002--CR (JKS)  
 "USA V ADRIAN JAMES RUSCH-GUTHRIE ET AL"  
 DEF 1.1 RUSCH-GUTHRIE, ADRIAN JAMES

Including terminated defendants, excluding terminated counsel

Presiding Judge: The Honorable James K. Singleton, U.S. District Judge  
 Magistrate Judge: The Honorable Philip M. Pallenberg, U.S. Magistrate Judge  
 Filed: 04/20/05  
 Closed: 11/28/05  
 No. of Defendants: 2  
 MJ Case Number:  
 AKA:  
 Location status: Other Custody  
 Trial date:  
 Terminated: YES  
 Needs interpreter: NO  
 Counsel of record: Sue Ellen Tatter  
 Federal Public Defender  
 550 W. 7th Avenue, Suite 1600  
 Anchorage, AK 99501  
 907-646-3400  
 FAX 907-646-3480  
 Serve: YES  
 Type: FPD  
 Role: Pretrial/Trial

PLF 1.1 UNITED STATES OF AMERICA

Counsel of record: James A. Goeke  
 U.S. Attorney's Office  
 222 W. 7th Avenue, #9  
 Anchorage, AK 99513-7567  
 907-271-5071  
 Serve: YES  
 Type: Not specified  
 Role: Pretrial/Trial

Counts re: DEF 1.1 RUSCH-GUTHRIE, ADRIAN JAMES

Document	Count	Citation and Description	Disposition
1 - 1 IND	1	18:922(g)(1), 924(a)(2) FELON IN POSSESSION OF A FIREARM (F)	Sentenced (76-1)

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA  
 CRIMINAL DOCKET PARTY INFORMATION FOR CASE J05-0002--CR (JKS)  
 "USA V ADRIAN JAMES RUSCH-GUTHRIE ET AL"  
 DEF 2.1 JAMES, DEVEN ANTHONY

Including terminated defendants, excluding terminated counsel

Presiding Judge: The Honorable James K. Singleton, U.S. District Judge  
 Magistrate Judge: The Honorable Philip M. Pallenberg, U.S. Magistrate Judge  
 Filed: 04/20/05  
 Closed: 11/28/05  
 No. of Defendants: 2  
 MJ Case Number:  
 AKA:  
 Location status: Other Custody  
 Trial date:  
 Terminated: YES  
 Needs interpreter: NO  
 Counsel of record: William B. Carey  
 1502 W. 34th Avenue  
 Anchorage, AK 99503-3643  
 907-272-4255  
 FAX 907-272-4256  
 Serve: YES  
 Type: CJA  
 Role: Pretrial/Trial

PLF 1.1 UNITED STATES OF AMERICA

Counsel of record: James A. Goeke  
 U.S. Attorney's Office  
 222 W. 7th Avenue, #9  
 Anchorage, AK 99513-7567  
 907-271-5071  
 Serve: YES  
 Type: Not specified  
 Role: Pretrial/Trial

Counts re: DEF 2.1 JAMES, DEVEN ANTHONY

Document	Count	Citation and Description	Disposition
1 - 1 IND	1	18:922(g)(1), 924(a)(2) FELON IN POSSESSION OF A FIREARM (F)	Dismissed (69-1)

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA  
 CRIMINAL DOCKET ENTRIES FOR CASE J05-0002--CR (JKS)  
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For all filing dates

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 Filed: 04/20/05  
 Closed: 11/28/05  
 No. of Defendants: 2

Document #	Filed	Docket text
1 - 1	04/20/05	[Re: DEF 1-2] PLF 1 Indictment.
NOTE - 1	04/21/05	[Re: DEF 1] Issued WOA.
NOTE - 2	04/21/05	[Re: DEF 2] Issued WOA.
2 - 1	04/21/05	[Re: DEF 1-2] AHB Grand Jury Minutes re defs in State Custody; WOA to be issued; H/C ad pros to follow; no bail set; set for arr & notify USM.
3 - 1	05/11/05	[Re: DEF 1] PLF 1 motion (petition) for writ of habeas corpus ad prosequendum.
4 - 1	05/11/05	[Re: DEF 2] PLF 1 motion (petition) for writ of habeas corpus ad prosequendum.
NOTE - 3	05/12/05	[Re: DEF 1] Issued: Writ of H/C ad prosequendum.
NOTE - 4	05/12/05	[Re: DEF 2] Issued: Writ of H/C ad prosequendum.
5 - 1	05/12/05	[Re: DEF 1] PMP Order granting motion (petition) for writ of habeas corpus ad prosequendum (3-1). cc: USA, USM, def w/USM cy
6 - 1	05/12/05	[Re: DEF 2] PMP Order granting motion (petition) for writ of habeas corpus ad prosequendum (4-1). cc: USA, USM, def w/USM cy
7 - 1	05/12/05	[Re: DEF 1-2] PMP Minute Order re Arr set for 5/16/05 at 9:00 a.m. cc: USA, USM, USPO defs w/USM cy
8 - 1	05/16/05	DEF 1 Attorney Appearance of S. Tatter (FPD).
8A- 1	05/16/05	[Re: DEF 1-2] PMP Court Minutes [ECR: Keitha Kolvig] re: Arraignment on indictment (held 5/16/05): FPD appointed for D-1, CJA Wm. Carey appointed for D-2; defs detained; detention hrg set for 5/19/05, 1:30 p.m. at Juneau; PTMs due 5/1/05; cnsl advised of 6/28/05 trial date. cc: cnsl, Judge Singleton
8B- 1	05/16/05	[Re: DEF 1] PMP Order of Detention Pending Hearing. cc: J. Goeke (USA), S. Tatter (FPD), PTS, USM, Judge Singleton
8C- 1	05/16/05	[Re: DEF 2] PMP Order of Detention Pending Hearing. cc: J. Goeke (USA), W. Carey, PTS, USM, Judge Singleton
8D- 1	05/16/05	[Re: DEF 1-2] PMP Order regarding preparation for trial; parties to meet by 5/20/05; PTMs due 5/31/05. cc: S. Tatter (USA), W. Carey, PTS, USM, Judge Singleton
9 - 1	05/17/05	{SEALED}
9 - 2	05/17/05	{SEALED}

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Document #	Filed	Docket text
10 - 1	05/18/05	DEF 1 Unopposed motion on shortened time to vacate 5/19/05 det hrg & consent to entry of detention order w/att aff.
11 - 1	05/18/05	[Re: DEF 1-2] JKS Minute Order re TBJ set for 6/28/05 at 9:00 a.m. in Juneau; FPTC set for 6/20/05 at 11:00 in Anch. cc: USA, FPD, W. Carey, USM, USPO, MJ Pallenberg, JC, Juneau Clerk, ECR, Finance, Chief Deputy, Clerk
12 - 1	05/18/05	[Re: DEF 1] PMP Order granting unopposed motion on shortened time to vacate 5/19/05 det hrg (10-1). cc: USA, S. Tatter, USM, USPO
13 - 1	05/18/05	[Re: DEF 1] Return of WOA executed on 5/16/05.
13 - 2	05/18/05	[Re: DEF 1] Statistical Notice of Arrest; defendant arrested 5/16/05.
14 - 1	05/18/05	[Re: DEF 2] Return of WOA executed on 5/16/05.
14 - 2	05/18/05	[Re: DEF 2] Statistical Notice of Arrest; defendant arrested 5/16/05
15 - 1	05/19/05	DEF 2 Unopposed motion on shortened time to vacate detention hearing.
16 - 1	05/19/05	[Re: DEF 1] PMP Order of Detention Pending Trial. cc: J. Goeke, S. Tatter, USM, USPO, Judge Singleton
17 - 1	05/19/05	[Re: DEF 2] PMP Order of Detention Pending Trial. cc: J. Goeke, W. Carey, USM, USPO, Judge Singleton
18 - 1	05/20/05	[Re: DEF 2] CJA appointment of W. Carey.
19 - 1	05/25/05	DEF 1 Unopposed motion to continue trial.
20 - 1	05/26/05	[Re: DEF 1-2] JKS Minute Order re hrg on unopposed mot to cont trial (19-1) set for 5/31/05 at 2:30 p.m. cc: USA, FPD, B. Carey, USM, USPO
21 - 1	05/31/05	DEF 1 Unopposed motion on shortened time to extend time for flg PTM's.
22 - 1	06/01/05	[Re: DEF 1-2] JKS Court Minutes [ECR: April Karper] re Hrg on Unopposed Mot to Cont Trial (DOC #19) (held 5/31/05); granting motion Unopposed motion to continue trial (19-1); TBJ reset to 8/17/05 in Juneau, FPTC set for 8/17/05 at 9:00 a.m. in Juneau; Crt found excludable delay under 18:3161(h)(8)(B)(iv); cc: USA, FPD, W. Carey, USM, USPO, MJ Pallenberg, JC.
23 - 1	06/01/05	[Re: DEF 1-2] PMP Minute Order granting unopposed motion on shortened time to extend time for flg PTM's (21-1); PTM's as to both defs ext to 6/30/05. cc: USA, FPD, W. Carey
24 - 1	06/02/05	DEF 2 motion for additional time until 6/24 to file motions w/att aff.
25 - 1	06/07/05	[Re: DEF 2] PMP Minute Order terminating in light of this order: motion for additional time until 6/24 to file motions (24-1). cc: USA, W. Carey
26 - 1	06/08/05	[Re: DEF 1-2] PLF 1 Discovery Conference Certificate.
27 - 1	06/29/05	DEF 2 Unopposed motion for additional time to file motions (until 7/1/05) w/att aff.

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28 - 1	06/30/05	[Re: DEF 2] PMP Order granting unoppo mot for addtl time to file mots (until 7/1/05) (27-1). cc: USA, FPD, W. Carey
29 - 1	06/30/05	DEF 1 motion to suppress guns w/att memo.
29 - 2	06/30/05	DEF 1 motion for evidentiary hearing re 29-1.
30 - 1	07/01/05	DEF 2 motion to suppress w/att memo.
31 - 1	07/08/05	[Re: DEF 1-2] PLF 1 opposition to DEF 1 motion to suppress guns w/att memo. (29-1), DEF 2 motion to suppress (30-1).
32 - 1	07/11/05	[Re: DEF 1-2] PMP Minute Order granting motion for evidentiary hearing re 29-1 (29-2); re evident hrg on motions to suppress (29-1 & 30-1) set for 7/20/05 at 1:30 p.m. cc: USA, FPD, B. Cary, USM, USPO
33 - 1	07/12/05	{SEALED}
33 - 2	07/12/05	{SEALED}
34 - 1	07/12/05	DEF 1 reply to opposition to DEF 1 motion to suppress guns (29-1) w/att exhs.
35 - 1	07/19/05	DEF 1 Unopposed motion to continue trial w/att aff.
35A- 1	07/21/05	[Re: DEF 1-2] PMP Court Minutes [ECR:Keitha Kolvig] re: evid hrg on mots to supress (held 7/20/05). Taken under advisement; R&R to issue. Expedited transcript ordered. cc: USA, W. Carey, S. Tatter, Judge Singleton
36 - 1	07/22/05	[Re: DEF 1-2] JKS Minute Order re crt will hear the motion to continue trial (35-1) at the FPTC currently set for 8/17/05 at 9:00 a.m. in Juneau. cc: USA, S. Tatter, W. Carey, MJ Pallenberg, USM, USPO, JC, ECR, Clerk, Chief Deputy
37 - 1	07/29/05	DEF 1 Notice of Intent to change plea.
38 - 1	07/29/05	USM Return of svc on DEF 1 re: writ of Habeas Corpus Ad Pros executed on 5/16/05-7/01/05.
39 - 1	07/29/05	USM Return of svc on DEF 2 re: writ of Habeas Corpus Ad Pros executed on 5/16/05-7/01/05.
40 - 1	08/02/05	JKS Minute Order re D1 PCOP hrg set for 8/17/05 at 9:00 a.m.; hrg to cont trial/FPTC/TBJ prev set for 8/17/05 is VACATED. cc: USA, FPD, USM, USPO, MJ Pallenberg, JC, Divisional Deputy
41 - 1	08/02/05	[Re: DEF 2] JKS Minute Order re FPTC/TBJ prev set for 8/17/05 at 9:00 a.m. is RESET for 10:30 a.m. cc: USA, W. Carey, USM, USPO, JC, Divisional Deputy
42 - 1	08/02/05	[Re: DEF 1-2] Transcript of Evidentiary Hearings on Motions to Suppress (held 7/20/05).
43 - 1	08/05/05	Initial R&R re: DEF 1 motion to suppress guns (29-1); Recommended be granted; Objections due NOON 08/10/05. cc: USA, S. Tatter, Judge Singleton

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43 - 2	08/05/05	Initial R&R re: DEF 2 motion to suppress (30-1); Recommended be granted; Objections due NOON 08/10/05. cc: USA, W.Carey, Judge Singleton
44 - 1	08/08/05	[Re: DEF 2] PLF 1 motion on shortened time to continue trial.
45 - 1	08/08/05	DEF 1 response to PLF 1 motion on shortened time to continue trial (44-1).
46 - 1	08/08/05	DEF 2 limited non-opposition to [Re: DEF 2] PLF 1 motion on shortened time to continue trial (44-1).
47 - 1	08/09/05	[Re: DEF 1-2] JKS Minute Order re objections to R&R to be fld w/MJ Pallenberg by 8/19/05; granting motion on shortened time to continue trial (44-1); FPTC re D2 RESET for 9/28/05 at 9:00 a.m. in Anchorage; TBJ re D2 RESET for 10/5/05 at 10:00 a.m. in Juneau; PCOP re D1 RESET for 10/5/05 at 9:00 a.m. in Juneau. cc: USA, FPD, W. Carey, USM, USPO, MJ Pallenberg, Jury Clerk, Divisional Deputy, Ida, ECR, Finance, Chief Deputy
48 - 1	08/18/05	[Re: DEF 1-2] PLF 1 motion to accept overlength objections to R&R on motions to suppress.
49 - 1	08/19/05	DEF 2 objection to R&R re: DEF 2 motion to suppress (30-1).
50 - 1	08/19/05	DEF 1 objection to R&R re: DEF 1 motion to suppress guns (29-1).
51 - 1	08/22/05	[Re: DEF 1-2] PMP Minute Order granting motion to accept govt's overlength objections to R&R on motions to suppress (48-1). cc: USA, FPD, W. Carey
52 - 1	08/22/05	[Re: DEF 1-2] PLF 1 objection to R&R re: DEF 1 motion to suppress guns (29-1), DEF 2 motion to suppress (30-1).
53 - 1	08/25/05	[Re: DEF 1-2] PLF 1 reply to objection to R&R re: DEF 1 motion to suppress guns w/att memo. (29-1), DEF 2 motion to suppress (30-1).
54 - 1	08/26/05	DEF 1 reply to objection to R&R re: DEF 1 motion to suppress guns (29-1).
54A- 1	08/26/05	DEF 2 unopposed motion on shortened time for brief ext to 8/29/05 to file reply to Def 2 mot to suppress. (30-1)
55 - 1	08/29/05	DEF 2 reply to objection to R&R re: DEF 2 motion to suppress (30-1).
56 - 1	08/30/05	[Re: DEF 2] PMP Minute Order granting unopposed motion on shortened time for brief extension to to 8/29/05 to file reply (54A-1). cc: USA, W. Carey
57 - 1	09/06/05	Final R&R to grant DEF 1 motion to suppress guns (29-1), DEF 2 motion to suppress. (30-1) cc: USA, S. Tatter, W. Carey, Judge Singleton
58 - 1	09/12/05	[Re: DEF 1-2] JKS Minute Order granting motion to suppress guns (29-1), motion to suppress (30-1); parties to meet & confer & govt to file a status rpt due 9/14/05 re trial. cc: USA, FPD, W. Carey, MJ Pallenberg
59 - 1	09/14/05	[Re: DEF 1-2] PLF 1 motion on shortened time for reconsideration of suppression evidence & reopen evidentiary hearing.

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Document #	Filed	Docket text
60 - 1	09/14/05	[Re: DEF 1-2] JKS Minute Order that govt's mot to reconsider & re-open evid hrg referred back to MJ Pallenberg; if MJ Pallenberg concludes existing trial date of 10/5/05 doesn't allow time to consider the mot to reconsider the crt will consider a separate mot for brf continuance of trial if timely fld by one or more of the parties. cc: USA, FPD, W. Carey, MJ Pallenberg
61 - 1	09/14/05	DEF 1 opposition to [Re: DEF 1-2] PLF 1 motion on shortened time for reconsideration of suppression evidence & reopen evidentiary hearing (59-1).
62 - 1	09/14/05	[Re: DEF 1-2] PLF 1 Status Report re: trial.
63 - 1	09/16/05	[Re: DEF 1-2] JKS Minute Order re status conf set for 9/19/05 at 2:00 p.m. cc: USA, FPD, B. Carey, USM, USPO, MJ Pallenberg
64 - 1	09/16/05	Final R&R re: [Re: DEF 1-2] PLF 1 motion on shortened time for reconsideration of suppression evidence & reopen evidentiary hearing (59-1); Recommended be DENIED. cc: USA, FPD, B. Carey, Judge Singleton
65 - 1	09/16/05	[Re: DEF 2] PLF 1 motion on shortened time to dismiss Indt w/o prejudice against DEF 2.
66 - 1	09/16/05	DEF 1 Notice of Intent to change plea.
67 - 1	09/19/05	[Re: DEF 1-2] JKS Minute Order re status conf re DEF 1-2 prev set for 9/19/05 is VACATED; FPTC prev set for 9/28/05 & TBJ prev set for 10/5/05 re DEF 2; PCOP re DEF 1 prev set for 10/5/05 in Juneau is VACATED & RESET for 9/27/05 at 9:00 a.m. in Anchorage; USM to transport DEF 1 to Anchorage. cc: USA, FPD, W. Carey, USM, USPO, MJ Pallenberg, JC, Divisional Deputy, ECR, Clerk, Finance, Chief Deputy
68 - 1	09/19/05	[Re: DEF 2] JKS Order granting motion on shortened time to dismiss Indt w/o prejudice against DEF 2 (65-1). cc: USA, W. Carey, USM, USPO, MJ Pallenberg
69 - 1	09/19/05	[Re: DEF 2] JKS Judgment of Discharge dismissed or Other count(s) 1 of the Indictment (1-1). cc: USA, W. Carey, USM, USPO, def w/cnsls cy, MJ Pallenberg
70 - 1	09/19/05	[Re: DEF 2] copy of Order of Release re def released 9/19/05. cc: USA, W. Carey, USM, USPO, MJ Pallenberg
71 - 1	09/19/05	DEF 2 non-opposition to [Re: DEF 2] PLF 1 motion on shortened time to dismiss Indt w/o prejudice against DEF 2 (65-1).
72 - 1	09/27/05	[Re: DEF 1] JKS Court Minutes [ECR: Robin Carter] Re: PCOP hrg held 9/27/05; def changed plea to guilty to Ct 1 of Indt; IOS set for 11/22/05 at 9:00 a.m.. cc: USA, FPD, USM, USPO, Judge Pallenberg
73 - 1	11/15/05	DEF 1 Sentencing Memorandum.
74 - 1	11/15/05	[Re: DEF 1] PLF 1 Sentencing Memorandum.
75 - 1	11/22/05	[Re: DEF 1] JKS Court Minutes [ECR: Elisa Singleton] re IOS (held 11/22/05); sentence imposed as stated in the judgment.

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76 - 1	11/28/05	[Re: DEF 1] JKS Judgment pleaded guilty to ct 1 of Indt (1-1); sentenced to 30 mos impr; 36 mos SR; \$100.00 SA. cc: USA, FPD, Def w/cnsls cy, USM, USPO, MJ Pallenberg, Finance, FLU